IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY PETITION NO.115 OF 2005

Surendra Ugamraj Sancheti Petitioner

Mr.S.C.Naidu i/by C.R.Naidu & Co. for petitioner
None for respondent.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 15th June 2006

PC :

1. This company petition was accepted and notice was issued to the respondent being returnable on 24th May 2006.

2. In the affidavit proving service it is pointed out that the notice after acceptance was issued on 25th February 2006 enclosing therewith a copy of petition and annexures thereto. The communication/notice received on 9th March 2006. There is an acknowledgement of the Director of respondent company.

3. None has appeared before me when this company petition was called out. There is no affidavit

in reply either.

4. From the averments in the petition as also the contents of annexures thereto, it is clear that the company is indebted to the petitioner in the sum of Rs.50,000/- which was advanced as short term loan by cheque. Prima facie, a case is made out to invoke this Court's jurisdiction under sections 433 and 434 of Companies Act. The petition is admitted. Notice be published in two news papers namely Free Press Journal and Navashakti and in Maharashtra Government Gazette. All costs, charges and expenses in that behalf to be deposited by the petitioner's advocate with the Company Registrar immediately. Petition returnable on 28th July 2006.

(S.C.DHARMADHIKARI, J.)